

Control Number: 42969



Item Number: 4

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
Legislature, Regular Session, transferred the functions  
relating to the economic regulation of water and sewer  
utilities from the TCEQ to the PUC effective  
September 1, 2014.

Bryan W. Shaw, Ph.D., *Chairman*  
Carlos Rubinstein, *Commissioner*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*

# 42969

48

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 4, 2013

**BY FAX TO 512/306-4009 AND  
BY CERTIFIED MAIL**

Mr. Ed Yanoshita, General Manager  
Corix Utilities (Texas) Inc.  
6836 Bee Caves Road, Ste. 209  
Austin, Texas 78746

RECEIVED  
2014 SEP 16 AM 10:04  
PUBLIC UTILITY COMMISSION  
FILING CLERK

### **NOTICE OF DEFICIENCY**

Re: Application from Corix Utilities (Texas) Inc.(Corix), A2061, to Acquire a Portion of Certificate of Convenience and Necessity (CCN) No. 20769 held by the Lower Colorado River Authority (LCRA) (Camp Swift and McKinney Roughs) and to Obtain a Sewer CCN in Bastrop County; Application No. 37595-S

CN: 600253637; RN: 102687159 (LCRA)  
CN: 604102301; RN: pending (Corix)

Dear Mr. Yanoshita:

Your STM application for Corix, received on April 29, 2013, has been assigned Application No. 37595-S, but has not been accepted for filing. Please refer to the application number in future correspondence. Although two separate STM applications were filed for the Camp Swift and McKinney Roughs systems, only one application number was assigned because both systems are contained in a single, bounded CCN area in Bastrop County.

On November 14, 2012, the Commission implemented a policy change to strictly enforce the requirement that CCN related applications include a complete list of entities providing the same type of retail utility service (i.e., water and/or sewer) within a specified area. See question 15 in the application. The list should include the following:

- All retail public utilities, districts, groundwater conservation districts, counties, and
- any cities whose corporate limits and/or extra-territorial jurisdiction (ETJ) are within the same two mile area of the proposed CCN area.

The list of entities provided in your application is incomplete. Please submit 4

Mr. Ed Yanoshita  
Page 2  
June 4, 2013

copies of the complete list.

Below are links that will assist you in assembling the list:

<http://www.tceq.texas.gov/gis/iwudview.html>. Please note that the iWUD Viewer only provides information on entities with registered CCN numbers.

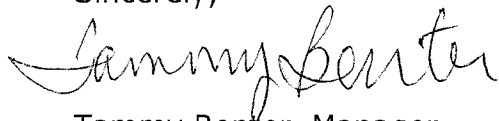
<http://www.tceq.texas.gov/groundwater/districts/html>. This link can be used for groundwater conservation districts.

Assistance in compiling your list of entities or in using the iWUD Viewer is available through the TCEQ's Financial Managerial and Technical (FMT) contract. To request assistance, please contact the Water Supply Division at [utildist@tceq.texas.gov](mailto:utildist@tceq.texas.gov) or 512/239-4691.

Processing of the above referenced application cannot proceed and notices cannot be published or mailed until we receive the requested items. These items must be completed and returned to our office by **July 5, 2013**. If we do not receive the requested information by this date your application will be returned for failure to prosecute.

If you have any questions, please contact Ms. Christine Mester at 512/239-2788, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,



Tammy Benter, Manager  
Utilities & Districts Section  
Water Supply Division  
Texas Commission on Environmental Quality

TB/CM/ec

bcc: TCEQ Region 11 Office  
Ms. Sheresia Perryman, MC 153

To: Administrative Reviewer

Date Complete: May 1, 2013

From: Cartographer-Utilities & Districts Section

Subject: Overlap & Notice Check for Administrative Review No. A-057-13/37596-S  
Corix Utilities to acquire a portion of LCRA (20769)(McKinney Roughs Wastewater) in  
Bastrop county

- X 1. No new overlap of service areas exists.
2. An overlap:
3. Dual certification:
4. An overlap exists with the city limits of:
- X 5. If this is a Sale, Transfer, or Merger, is additional area being requested? NO
7. Map submitted is digital request digital data.
9. Utility notice was sufficient.
- X 10. Utility notice was insufficient. In addition to those systems listed in the application, they will also need to notify:
- TWO MILES:
- Aqua WSC (20962) ✓
- City of Bastrop (20466) ✓
- Chasco Constructors (20985) ✓
- XS Ranch MUD ✓
- ➔ West Bastrop Village MUD
- The Colony MUD 1A ✓
- ➔ The Colony MUD 1B
- ➔ The Colony MUD 1C
- The Colony MUD 1E ✓
- The Colony MUD 1F ✓
- ➔ The Colony MUD 1G
- ➔ The Colony MUD 1D

Bastrop County MUD 2


Bastrop county ✓

Lost Pines GCD ✓

All cities and etj's within 2 miles of proposed area

Any other Utility, District or entity that would be required to receive notice

- X 11. Notice: approximately 11 ½ miles north and 12 miles north northwest of downtown Bastrop  
On the east by Cattlesman Drive  
On the south by approximately ½ mile south of State highway 71
- X 12. Other comments: **this application is transferring the same CCN area as 37595-S but a different wastewater system**



Kent Steelman

## STM Checklist

Administrative Review #A - 110 - 13

Application Number (s) 37682 S

Date TCEQ Received Application 7/12/13

Date Assigned to program area 8/6/13

Name of **Seller** on Application Lower Colorado River Authority

CCN(s) # 20769

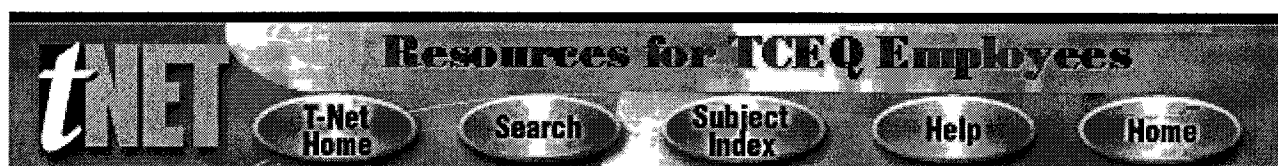
County(s) Bastrop

Name of **Buyer** Corix Utilities (Texas) Inc. (Windmill Ranch Wastewater System)

CCN(s) # A 2080

County(s) Bastrop

- ☒ Not on file in Central Registry. Needs Core Data Form
- ☒ **Attach a copy of CN and RN from WUD of both the seller and buyer involved**
- ☒ Account Fees due
- ☒ Regulatory Assessment Fees due
- ☒ Original and three copies of completed application and all required attachments, maps and exhibits. (Item 1 on page 1 of General Information and Instructions)
- ☒ Proposed action and CCN numbers involved.

[IWUD Main](#)[Districts](#)[Utilities](#)[PWS](#)[Reports](#)[Documents](#)[Maps](#)

## ? Utility details for LOWER COLORADO RIVER AUTHORITY (20769)

 **Affiliations**  **Documents**  **Site Visits**  **Schedules**

### Properties

CR Regulated Entity Number: **RN102687159**

CCEDS Status: **NO ACTIVE NOE EXISTS**

Utility Type: **SEWER UTILITY**

Ownership Type: **DISTRICT/AUTHORITY**

Primary County: **BURNET**

County Code: **27**

### Customers

Reference Number	Name	Role
CN600253637	LOWER COLORADO RIVER AUTHORITY	RESPONSIBLE PARTY

### Comments

Comment Date	Text	Staff Name
10/30/2011	36987-S, ORDER SIGNED 10/05/2011 TO TRANSFER A PORTION OF CCN 20769, LCRA, TO CITY OF ELGIN, CCN 20120	
03/01/2011	36987-S City of Elgin received STM from Lower Colorado River Authority, portion of CCN 20769.	GINA SCHILDWACHTER
09/24/2007	13.248 with City of Smithville 20377	
09/26/2006	07/19/2006 A Portion of sewer was obtain by Chasco Constructor #20985 (A1671).	ELAYNE BARBER
02/14/2003	BOUGHT FACILITIES AND ACQUIRED CCN FROM RIDGE HARBOR UTILITY CO, O0737	

Occurrences retrieved.

### Official Address / Phone

Address: **PO BOX 220**

**AUSTIN , TEXAS 78767-0220**

Telephone: **(512) 473-3200**

### Counties

Code	County Name	Primary
11	BASTROP	N
27	BURNET	Y



227

TRAVIS

N

## Activity

Activity Status: **ACTIVE**

Start Date: **10/08/1992**

Activity Date: **12/03/2002**

Activity Reason: **ACQUIRED**

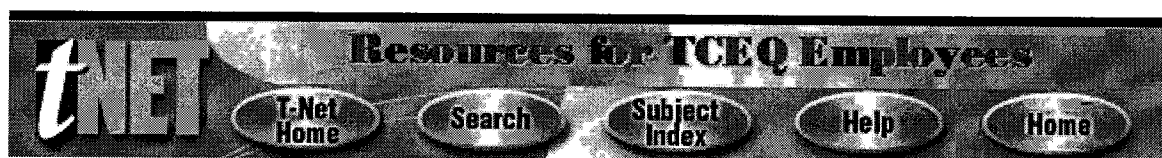
[Run Utility Cases Report](#)  
[Run Utility Summary Report](#)  
[Show Map](#)

Utility successfully retrieved.

---

**For questions or comments regarding information on this page, contact the  
[TCEQ IWUD Web Manager](#)**

Version V2.5.3

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## Utility details for CORIX UTILITIES TEXAS INC (A2080)

  
Affiliations  
Documents  
Site Visits  
Schedules

### Properties

CR Regulated Entity Number:

CCEDS Status: NO ACTIVE NOE EXISTS

Utility Type: SEWER UTILITY

Ownership Type: INVESTOR

Primary County: BURNET

County Code: 27

### Official Address / Phone

Address: 6836 BEE CAVE RD STE 209

AUSTIN , TEXAS 78746-5059

Telephone: (512) 306-4000

### Counties

Code  
27County Name  
BURNETPrimary  
Y

### Activity

Activity Status: ACTIVE

Start Date: 07/12/2013

End Date: 12/31/3000

Activity Date: 07/13/2013

[Run Utility Cases Report](#)  
[Run Utility Summary Report](#)  
[Show Map](#)

Utility successfully retrieved.

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[TCEQ IWUD Web Manager](#)

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SP

### STM Checklist

Administrative Review #A - 056 - 13

Application Number (s) 37595-S

Date TCEQ Received Application 4-29-13

Date Assigned to program area 4-30-13

Name of **Seller** on Application Lower Colorado River Authority

CCN(s) # 20769

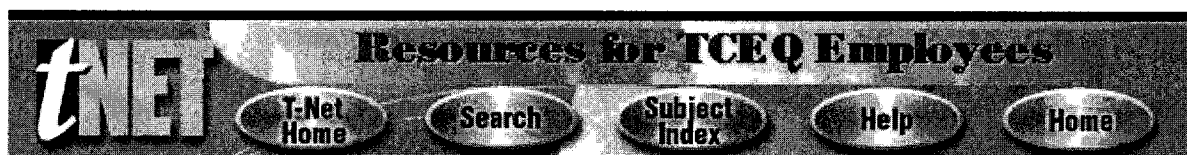
County(s) Bastrop

Name of **Buyer** Corix Utilities (Texas) Inc.

CCN(s) # A2061

County(s) Bastrop

- A Request has been made
- ☒ Not on file in Central Registry. Needs Core Data Form
  - ☒ **Attach a copy of CN and RN from WUD of both the seller and buyer involved**
  - ☒ Account Fees due
  - ☒ Regulatory Assessment Fees due
  - ☒ Original and three copies of completed application and all required attachments, maps and exhibits. (Item 1 on page 1 of General Information and Instructions)
  - ☒ Proposed action and CCN numbers involved.

[iWUD Main](#)[Districts](#)[Utilities](#)[PWS](#)[Reports](#)[Documents](#)[Maps](#)

## ? Utility details for CORIX UTILITIES TEXAS INC (A2061)

  
Affiliations  
Documents  
Site Visits  
Schedules*Buyer*

### Properties

CR Regulated Entity Number:

CCEDS Status: **NO ACTIVE NOE EXISTS**Utility Type: **SEWER UTILITY**Ownership Type: **INVESTOR**Primary County: **TRAVIS**County Code: **227**

### Official Address / Phone

Address: **6836 BEE CAVE RD STE 209****AUSTIN , TEXAS 78746-5059**Telephone: **(512) 578-3541**

### Counties

**Code**  
227**County Name**  
TRAVIS**Primary**  
Y

### Activity

Activity Status: **ACTIVE**Start Date: **04/29/2013**Activity Date: **04/29/2013**[Run Utility Cases Report](#)  
[Run Utility Summary Report](#)  
[Show Map](#)

Utility successfully retrieved.

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For questions or comments regarding information on this page, contact the  
TCEQ iWUD Web Manager

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## ? Utility details for LOWER COLORADO RIVER AUTHORITY (20769)

Affiliations   Documents   Site Visits   Schedules

### Properties

CR Regulated Entity Number: **RN102687159**

CCEDS Status: **NO ACTIVE NOE EXISTS**

Utility Type: **SEWER UTILITY**

Ownership Type: **DISTRICT/AUTHORITY**

Primary County: **BURNET**

County Code: **27**

### Customers

Reference Number	Name	Role
CN600253637	LOWER COLORADO RIVER AUTHORITY	RESPONSIBLE PARTY

### Comments

Comment Date	Text	Staff Name
10/30/2011	36987-S, ORDER SIGNED 10/05/2011 TO TRANSFER A PORTION OF CCN 20769, LCRA, TO CITY OF ELGIN, CCN 20120	
03/01/2011	36987-S City of Elgin received STM from Lower Colorado River Authority, portion of CCN 20769.	GINA SCHILDWACHTER
09/24/2007	13.248 with City of Smithville 20377	
09/26/2006	07/19/2006 A Portion of sewer was obtain by Chasco Constructor #20985 (A1671).	ELAYNE BARBER
02/14/2003	BOUGHT FACILITIES AND ACQUIRED CCN FROM RIDGE HARBOR UTILITY CO, 00737	

Occurrences retrieved.

### Official Address / Phone

Address: **PO BOX 220**

**AUSTIN , TEXAS 78767-0220**

Telephone: **(512) 473-3200**

### Counties

Code	County Name	Primary
11	BASTROP	N
27	BURNET	Y

227

TRAVIS

N

## Activity

Activity Status: **ACTIVE**

Start Date: 10/08/1992

Activity Date: 12/03/2002

Activity Reason: **ACQUIRED**

[Run Utility Cases Report](#)  
[Run Utility Summary Report](#)  
[Show Map](#)

Utility successfully retrieved.

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For questions or comments regarding information on this page, contact the  
[TCEQ iWUD Web Manager](#)

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SP

### STM Checklist

Administrative Review #A - 057 - 13

Application Number (s) 375965

Date TCEQ Received Application 4-29-13

Date Assigned to program area 4-30-13

Name of **Seller** on Application Lower Colorado River Authority

CCN(s) # 20769

County(s) Bastrop

Name of **Buyer** Corix Utilities Texas Inc

CCN(s) # A2064 mckinney Boughs Wastewater

County(s) Bastrop, Llano, Travis

- ☒ A request has been sent  
Not on file in Central Registry. Needs Core Data Form
- ☒ **Attach a copy of CN and RN from WUD of both the seller and buyer involved**
- ☒ Account Fees due
- ☒ Regulatory Assessment Fees due
- ☒ Original and three copies of completed application and all required attachments, maps and exhibits. (Item 1 on page 1 of General Information and Instructions)
- ☒ Proposed action and CCN numbers involved.



## ? Utility details for CORIX UTILITIES TEXAS INC

(A2064)

 Affiliations  Documents  Site Visits  Schedules

### Properties

CR Regulated Entity Number:

CCEDS Status: NO ACTIVE NOE EXISTS

Utility Type: SEWER UTILITY

Ownership Type: INVESTOR

Primary County: TRAVIS

County Code: 227

### Official Address / Phone

Address: 6836 BEE CAVE RD STE 209

AUSTIN , TEXAS 78746-5059

Telephone: (512) 578-3541

### Counties

Code	County Name	Primary
227	TRAVIS	Y

### Activity

Activity Status: ACTIVE

Start Date: 04/29/2013

Activity Date: 04/29/2013

[Run Utility Cases Report](#)  
[Run Utility Summary Report](#)  
[Show Map](#)

Utility successfully retrieved.

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## ? Utility details for LOWER COLORADO RIVER AUTHORITY (20769)

[Affiliations](#)
[Documents](#)
[Site Visits](#)
[Schedules](#)

### Properties

CR Regulated Entity Number: **RN102687159**

CCEDS Status: **NO ACTIVE NOE EXISTS**

Utility Type: **SEWER UTILITY**

Ownership Type: **DISTRICT/AUTHORITY**

Primary County: **BURNET**

County Code: **27**

### Customers

Reference Number	Name	Role
CN600253637	LOWER COLORADO RIVER AUTHORITY	RESPONSIBLE PARTY

### Comments

Comment Date	Text	Staff Name
10/30/2011	36987-S, ORDER SIGNED 10/05/2011 TO TRANSFER A PORTION OF CCN 20769, LCRA, TO CITY OF ELGIN, CCN 20120	
03/01/2011	36987-S City of Elgin received STM from Lower Colorado River Authority, portion of CCN 20769.	GINA SCHILDWACHTER
09/24/2007	13.248 with City of Smithville 20377	
09/26/2006	07/19/2006 A Portion of sewer was obtain by Chasco Constructor #20985 (A1671).	ELAYNE BARBER
02/14/2003	BOUGHT FACILITIES AND ACQUIRED CCN FROM RIDGE HARBOR UTILITY CO, 00737	

Occurrences retrieved.

### Official Address / Phone

Address: **PO BOX 220**

**AUSTIN , TEXAS 78767-0220**

Telephone: **(512) 473-3200**

### Counties

Code	County Name	Primary
11	BASTROP	N
27	BURNET	Y

227

TRAVIS

N

## Activity

Activity Status: **ACTIVE**

Start Date: **10/08/1992**

Activity Date: **12/03/2002**

Activity Reason: **ACQUIRED**

[Run Utility Cases Report](#)  
[Run Utility Summary Report](#)  
[Show Map](#)

Utility successfully retrieved

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**For questions or comments regarding information on this page, contact the  
[TCEQ iWUD Web Manager](#)**

Version V2.5.2



TCEQ Use Only

# TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

## SECTION I: General Information

1. Reason for Submission (If other is checked please describe in space provided)		
<input checked="" type="checkbox"/> New Permit, Registration or Authorization (Core Data Form should be submitted with the program application)		
<input type="checkbox"/> Renewal (Core Data Form should be submitted with the renewal form)	<input type="checkbox"/> Other	
2. Attachments Describe Any Attachments: (ex. Title V Application, Waste Transporter Application, etc.)		
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Application to Transfer a Wastewater Permit		
3. Customer Reference Number (if issued)	Follow this link to search for CN or RN numbers in Central Registry**	4. Regulated Entity Reference Number (if issued)
CN 604102301		RN 10152266

## SECTION II: Customer Information

5. Effective Date for Customer Information Updates (mm/dd/yyyy)		6/30/2013	
6. Customer Role (Proposed or Actual) - as it relates to the Regulated Entity listed on this form. Please check only one of the following:			
<input type="checkbox"/> Owner	<input type="checkbox"/> Operator	<input checked="" type="checkbox"/> Owner & Operator	
<input type="checkbox"/> Occupational Licensee	<input type="checkbox"/> Responsible Party	<input type="checkbox"/> Voluntary Cleanup Applicant	<input type="checkbox"/> Other: _____
7. General Customer Information			
<input type="checkbox"/> New Customer		<input checked="" type="checkbox"/> Update to Customer Information	<input checked="" type="checkbox"/> Change in Regulated Entity Ownership
<input type="checkbox"/> Change in Legal Name (Verifiable with the Texas Secretary of State)		<input type="checkbox"/> No Change**	
**If "No Change" and Section I is complete, skip to Section III - Regulated Entity Information.			
8. Type of Customer:			
<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> Individual	<input type="checkbox"/> Sole Proprietorship- D.B.A	
<input type="checkbox"/> City Government	<input type="checkbox"/> County Government	<input type="checkbox"/> Federal Government	<input type="checkbox"/> State Government
<input type="checkbox"/> Other Government	<input type="checkbox"/> General Partnership	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Other: _____
9. Customer Legal Name (If an individual, print last name first: ex: Doe, John) If new Customer, enter previous Customer below End Date:			
Corix Utilities (Texas)			
10. Mailing Address:			
6836 Bee Caves Rd Ste 209			
City	Austin	State	TX
ZIP	78746	ZIP + 4	
11. Country Mailing Information (if outside USA)		12. E-Mail Address (if applicable)	
13. Telephone Number		14. Extension or Code	
( 512 ) 306-4000			
		15. Fax Number (if applicable)	
		( 512 ) 306-4009	
16. Federal Tax ID (9 digits)		17. TX State Franchise Tax ID (11 digits)	
99-037667		32048021474	
18. DUNS Number (if applicable)		19. TX SOS Filing Number (if applicable)	
		19903766756	
20. Number of Employees			
<input type="checkbox"/> 0-20 <input type="checkbox"/> 21-100 <input type="checkbox"/> 101-250 <input type="checkbox"/> 251-500 <input checked="" type="checkbox"/> 501 and higher			
21. Independently Owned and Operated?			
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			

## SECTION III: Regulated Entity Information

22. General Regulated Entity Information (If 'New Regulated Entity' is selected below this form should be accompanied by a permit application)	
<input type="checkbox"/> New Regulated Entity	<input type="checkbox"/> Update to Regulated Entity Name <input checked="" type="checkbox"/> Update to Regulated Entity Information <input type="checkbox"/> No Change** (See below)
**If "NO CHANGE" is checked and Section I is complete, skip to Section IV, Preparer Information.	
23. Regulated Entity Name (name of the site where the regulated action is taking place)	

24. Street Address of the Regulated Entity: (No P.O. Boxes)	1002 Alleyton Rd.						
	City	Alleyton	State	TX	ZIP	78935	ZIP + 4
25. Mailing Address:	6836 Bee Caves Rd Ste 209						
	City	Austin	State	TX	ZIP	78746	ZIP + 4
26. E-Mail Address:							
27. Telephone Number		28. Extension or Code		29. Fax Number (if applicable)			
( 512 ) 306-4000				( 512 ) 306-4009			
30. Primary SIC Code (4 digits)		31. Secondary SIC Code (4 digits)		32. Primary NAICS Code (5 or 6 digits)		33. Secondary NAICS Code (5 or 6 digits)	
4952				221320			
34. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description.)							
wastewater treatment plant							

Questions 34 – 37 address geographic location. Please refer to the instructions for applicability.

35. Description to Physical Location:							
36. Nearest City		County		State		Nearest ZIP Code	
Columbus		Colorado		TX		78935	
37. Latitude (N) In Decimal:		29.71		38. Longitude (W) In Decimal:		-96.482	
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds		

39. TCEQ Programs and ID Numbers Check all Programs and write in the permits/registration numbers that will be affected by the updates submitted on this form or the updates may not be made. If your Program is not listed, check other and write it in. See the Core Data Form instructions for additional guidance.

<input type="checkbox"/> Dam Safety	<input type="checkbox"/> Districts	<input type="checkbox"/> Edwards Aquifer	<input type="checkbox"/> Industrial Hazardous Waste	<input type="checkbox"/> Municipal Solid Waste
<input type="checkbox"/> New Source Review – Air	<input type="checkbox"/> OSSF	<input type="checkbox"/> Petroleum Storage Tank	<input checked="" type="checkbox"/> PWS	<input type="checkbox"/> Sludge
<input type="checkbox"/> Stormwater	<input type="checkbox"/> Title V – Air	<input type="checkbox"/> Tires	<input type="checkbox"/> Used Oil	<input type="checkbox"/> Utilities
<input type="checkbox"/> Voluntary Cleanup	<input checked="" type="checkbox"/> Waste Water	<input type="checkbox"/> Wastewater Agriculture	<input type="checkbox"/> Water Rights	<input type="checkbox"/> Other:
WQ0013740001				

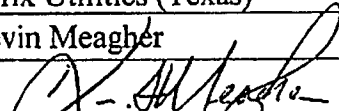
#### SECTION IV: Preparer Information

40. Name:	Gloria Broussard	41. Title:	Sr. Environmental Coordinator
42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address
( 512 ) 306-4001		( 512 ) 306-4009	Gloria.Broussard@corix.com

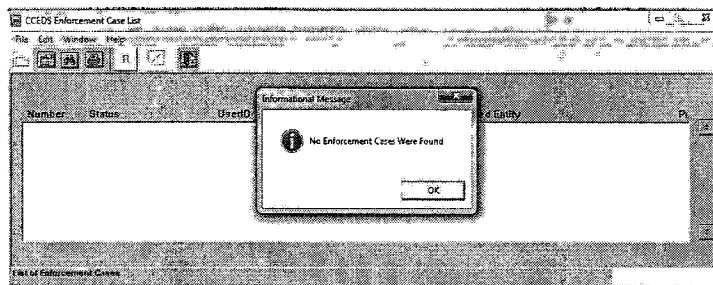
#### SECTION V: Authorized Signature

46. By my signature below, I certify, to the best of my knowledge, that the information provided in this form is true and complete, and that I have signature authority to submit this form on behalf of the entity specified in Section II, Field 9 and/or as required for the updates to the ID numbers identified in field 39.

(See the Core Data Form instructions for more information on who should sign this form.)

Company:	Corix Utilities (Texas)	Job Title:	VP & COO Utilities & Util. Serv. (US)
Name (In Print):	Kevin Meagher	Phone:	( 414 ) 203-8701
Signature:		Date:	02/07/2013

LCRA, CCN No. 11670



Completed Application:

List of Notice:

Seller's Inspection Report and Response:

Buyer's IOUs- Current Annual Report:

Buyer's (if IOU) Question 13A:

Buyer's WSCs- Current Tariff:

Agreement between Parties:

Financials:

Overlap Check:

Oath: